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7 IN THE UNITED STATES DISTRICT COURT
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9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 FEDERAL INSURANCE COMPANY,
12 Plaintiff,
13 v.
14 TOM NEWBY,
15 Defendant.

No. C-12-5084 MMC

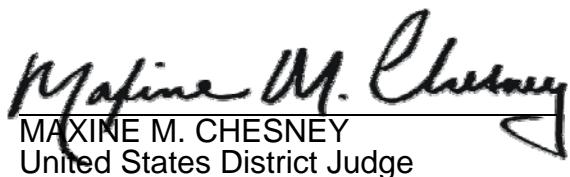
**ORDER VACATING FEBRUARY 15, 2013
HEARING ON PLAINTIFF'S MOTION
FOR SUMMARY JUDGMENT;
CONTINUING CASE MANAGEMENT
CONFERENCE**

16 Before the Court is plaintiff Federal Insurance Company's ("Federal") Motion for
17 Summary Judgment, filed November 28, 2012. Plaintiff Tom Newby has filed opposition, to
18 which Federal has replied. Having read and considered the papers filed in support of and
19 in opposition to the motion, the Court deems the matter appropriate for decision on the
20 parties' respective written submissions and hereby VACATES the hearing scheduled for
21 February 8, 2013.

22 Further, in light of the pendency of Federal's motion, the Case Management
23 Conference is hereby CONTINUED from March 1, 2013 to March 29, 2013. The parties
24 shall file a Joint Case Management Statement no later than March 22, 2013.

25 **IT IS SO ORDERED.**

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27 Dated: February 12, 2013
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MAXINE M. CHESNEY
United States District Judge